

06/29/01



AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

07-02-01

PATENT APPLICATION

ATTORNEY DOCKET NO. 1094560-3



IN THE  
U.S. PATENT AND TRADEMARK OFFICE

Anticipated Classification of this application:

Class 435 Subclass 006

Prior application:

Examiner: Christopher L. Chin  
Art Unit: 1641

"Express Mail" label no.: EL727589678US

Date of Deposit: June 29, 2001

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

By Elizabeth Miller  
Typed Name: Elizabeth Miller

COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

REQUEST FOR A CONTINUING APPLICATION UNDER 37 CFR 1.53(b)

Sir:

This is a request for filing a continuing application under 37 CFR 1.53(b) a  
☒ continuation application of:  
☐ divisional application of:

Pending Prior Application

Application Serial No. 09/337,710 filed June 21, 1999

Title DRY BIOCHEMICAL ASSAY PLATE AND METHOD FOR MAKING THE SAME

Name of applicant(s) Kay Lichtenwalter

Copy of Application

- ☒ Enclosed is a copy of the prior application, including the drawings.  
☐ Enclosed is a new specification, including new drawings.

Oath or Declaration

- ☒ Enclosed is a copy of the prior Declaration (37 CFR 1.63(d)).  
☐ Enclosed is a newly executed Declaration (original or copy).

Foreign Priority - 35 USC 119

- ☐ Foreign priority under 35 U.S.C. 119 has been claimed in prior application Serial No. \_\_\_\_\_  
filed on \_\_\_\_\_ in \_\_\_\_\_  
☐ The certified copy has been filed in prior application Serial No. \_\_\_\_\_  
filed \_\_\_\_\_  
☐ A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Relate Back - 35 USC 120

- ☒ Amend the specification after the title by inserting the following heading:

--Cross Reference To Related Application(s)--;

and add the paragraph:

--This is a ☒ continuation ☐ divisional

of copending application serial number 09/337,710 filed on June 21, 1999, which  
is a continuation of serial number 08/412,498 filed on March 28, 1995, now  
US Patent No. 5,922,534.

Inventorship Statement

- ( ) Delete the following named individuals as inventors in this application in accordance with 37 CFR 1.53(b) as a result of a change in the claimed subject matter:

Appointment of Associate Attorney

- ( ) Recognize as Associate Attorney or Agent \_\_\_\_\_  
Registration No. \_\_\_\_\_  
( ) authorization is hereby granted by signature below of the Attorney or Agent of record  
( ) the Associate Attorney or Agent shall not have the authority to appoint other Attorneys or Agents

Communications

- (X) Address all future communications to: Direct telephone calls to:

AGILENT TECHNOLOGIES, INC.  
Legal Department, DL429  
Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599

Gordon Stewart  
(650) 485-2386

Other Amendments

- (X) Before calculating the filing fee, amend the prior application as follows:  
( ) Cancel the following claims \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes).  
(X) Enter the enclosed Preliminary Amendment.

Fee Calculation

- (X) The filing fee is calculated below for (X) Utility ( ) Design


CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) TOTALS
TOTAL CLAIMS	28 — 20	8	X \$18	\$ 144
INDEPENDENT CLAIMS	8 — 3	5	X \$80	\$ 400
ANY MULTIPLE DEPENDENT CLAIMS	0		\$270	\$ 0
BASIC FEE: Design ( \$320.00 ); Utility ( \$710.00 )				\$ 710
TOTAL FILING FEE				\$ 1,254
TOTAL CHARGES TO DEPOSIT ACCOUNT				\$ 1,254

Charge \$ 1,254 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Kay Lichtenwalter

By

  
Gordon Stewart  
Attorney/Agent for Applicant(s)  
Reg. No. 30,528

Date: June 29, 2001

Telephone No.: (650) 485-2386